

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

Having considered the Joint Motion for Dismissal with Prejudice submitted by Plaintiff LPL Financial Corporation (formerly known as Linsco/Private Ledger Corp.) and Defendant Fidelity and Deposit Company of Maryland, and for good cause shown therein, the Court hereby **GRANTS** the Joint Motion for Dismissal with Prejudice, and it is **ORDERED** that this action is hereby dismissed with prejudice. Each party to bears its own costs and attorney fees.

Date: August 11, 2008

Hon. John Houston

United States District Court Judge